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Attorneys for Plaintiff
 VNUS Medical Technologies, Inc.

UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

VNUS MEDICAL TECHNOLOGIES, INC.,)	LEAD CASE NO. C08-03129 MMC
)	
Plaintiff,)	CASE NO. C08-3129 MMC
)	
v.)	
)	STIPULATION AND PROPOSED
BIOLITEC, INC., DORNIER MEDTECH)	ORDER TO ADJOURN DEADLINE FOR
AMERICA, INC., and NEW STAR LASERS,)	PLAINTIFF VNUS MEDICAL
INC. d/b/a COOLTOUCH, INC.,)	TECHNOLOGIES, INC. TO RESPOND
)	TO COUNTERCLAIMS OF TOTAL
Defendants.)	VEIN SOLUTIONS, LLC

VNUS MEDICAL TECHNOLOGIES, INC.,)	CASE NO. C08-04234 MMC
)	
Plaintiff,)	
)	
v.)	
)	
TOTAL VEIN SOLUTIONS, LLC d/b/a)	
TOTAL VEIN SYSTEMS,)	
)	
Defendant.)	

WHEREAS, Plaintiff VNUS Medical Technologies, Inc. ("VNUS") filed a complaint against Defendant Total Vein Solutions, LLC, d/b/a Total Vein Systems ("TVS") in the above-captioned action on September 8, 2008 and filed a First Amended Complaint on November 14, 2008;

WHEREAS, TVS filed an answer and counterclaims against VNUS in response to the First Amended Complaint on December 4, 2008;

WHEREAS, good cause for an extension of time for VNUS to answer or otherwise respond to TVS's counterclaims includes enabling VNUS and their counsel to avoid conflict with the year-end holidays in connection with their investigation of TVS's counterclaims and preparation of a response to those counterclaims;

WHEREAS, such adjournment will not alter the date of any event or any deadline already fixed by Court order;

NOW THEREFORE, it is hereby stipulated and agreed by the respective parties by and through their counsel of record that VNUS's deadline to answer or otherwise respond to TVS's counterclaims is adjourned to January 12, 2009.

Dated: December 11, 2008

Respectfully Submitted,

ATTORNEYS FOR PLAINTIFF
VNUS MEDICAL TECHNOLOGIES, INC.

By: /s/ Diem-Suong T. Nguyen
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ATTORNEYS FOR DEFENDANT TOTAL
VEIN SOLUTIONS, LLC d/b/a TOTAL VEIN
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By: /s/ John Karl Buche

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I hereby attest that I have on file written permission to sign this stipulation from all parties
whose signatures are indicated by a “conformed” signature (/s/) within this e-filed document.

/s/ Diem-Suong T. Nguyen

Diem-Suong T. Nguyen

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: December 12, 2008


MAXINE M. CHESNEY
United States District Judge